

AMY EAMES,)
Plaintiff,)
)
v.) Civil No. 1:11-cv-00345-NT
)
MICHAEL J. ASTRUE,)
Commissioner of Social Security,)
Defendant.)

Pursuant to the power of this Court to award fees to a prevailing party other than the United States incurred by that party in a civil action against the United States, including proceedings for judicial review of agency action, under the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412(d)(1)(A), and in light of this Court's February 27, 2012, Judgment and Order remanding this case to the defendant Commissioner for further administrative proceedings,

IT IS HEREBY ORDERED that the United States Social Security Administration shall pay attorney's fees in the amount of four-thousand, two-hundred and fifty dollars (\$4,250.00) in full satisfaction of any and all attorney's fee claims Plaintiff may have in this civil action, no. 1:11-cv-345-NT, under EAJA. Pursuant to the United States Supreme Court's ruling in Astrue v. Ratliff, 130 S. Ct. 2521 (2010), these attorney's fees are payable to Plaintiff as the prevailing party, and are subject to offset through the Treasury Department's Offset Program to satisfy any pre-existing debt Plaintiff may owe to the government. If, subsequent to the entry of this Order, the Commissioner determines that Plaintiff owes no debt

to the government that would subject this award of attorney's fees to offset, the Commissioner may honor the Plaintiff's February 28, 2012, signed assignment of EAJA fees providing for payment of the subject fees to Plaintiff's counsel, rather than to Plaintiff. If, however, the Commissioner discovers that Plaintiff owes the government any debt subject to offset, the Commissioner shall pay any attorney's fees remaining after such offset to Plaintiff, rather than to counsel.

SO ORDERED this 20th day of March, 2012.

/s/Nancy Torresen
UNITED STATES DISTRICT JUDGE

Plaintiff

AMY EAMES

represented by **RICHARD M. GOLDMAN**
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V.

Defendant

**SOCIAL SECURITY
ADMINISTRATION
COMMISSIONER**

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Interested Party

**SOCIAL SECURITY
ADMINISTRATION**